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From:

John M. Guynn

Comments:

Please see attached.

Docket No.:

7678.808

Serial No.:

10/724,922

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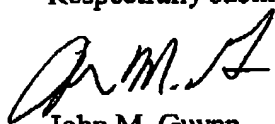
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Page 2

☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 CFR 1.17.

Dated this 15th day of July 2005.

Respectfully submitted,



John M. Guynn
Attorney for Applicant
Registration No. 36,153
Customer No. 022913

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FILED VIA FACSIMILEPATENT APPLICATION
Docket No.: 7678.808

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	Bruce S. McLean)
Serial No.:	10/724,922)
Filing Date:	December 1, 2003) Art Unit
Confirmation No.:	3301) 3763
Title:	SYRINGE MIXER AND SYRINGE) APPARATUS INCORPORATING) THE MIXER))
Examiner:	Kevin Simons)
Customer No.:	022913)

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated June 24, 2005, (paper No. 20050622), Applicant respectfully submits the following to be filed in the above-identified application.

The Examiner has requested an election of a single disclosed invention from the following allegedly distinct inventions:

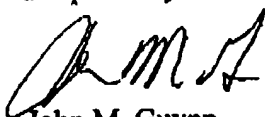
- claim 1-7, drawn to a mixer, classified in class 251, subclass 340; and
- claims 8-13, drawn to a syringe and mixer, classified in class 604, subclass 82;

Applicant hereby elect claims 8-13 without traverse. Accordingly, claims 1-7 are currently withdrawn as being drawn to a non-elected invention.

Nevertheless, Applicant respectfully requests rejoinder of claims 1-7 on the grounds that it would not be unduly burdensome to search and examine mixer claims 1-7 since any search to a syringe and mixer will inherently turn up pertinent art relating to the mixer.

Dated this 15th day of July 2005.

Respectfully submitted,



John M. Guynn
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